

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

FILED
2011 JUN -3 P 3:20

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA
Respondent,

v.

OMAR WARD

Movant.

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Case No. CR-06-380-001-SI

MOTION FOR MODIFICATION OR REDUCTION OF
SENTENCE PURSUANT TO 18 U.S.C. §3582(c)(2)

Comes now, Omar Ward, ("Ward"), and files this motion for reduction of sentence pursuant to 18 U.S.C. §3582(c)(2), and would respectfully show the court the following:

This motion is based on Amendment 706, a recent amendment to the Sentencing Guidelines that lowered the base offense levels applicable to cocaine base ("crack") offenses. The amendment became effective on November 1, 2007. USSG App. C (Nov. 1, 2007). On December 11, 2007, the Sentencing Commission voted to make the amendment retroactive. Press Release, U.S. Sentencing Comm'n, U.S. Sentencing Commission Votes Unanimously to Apply Amendment Retroactively for Crack Cocaine Offenses (Dec. 11, 2007), available at <http://www.usc.gov/PRESS/rel121107.htm>. The retroactivity decision became effective on March 3, 2008. Id. Ward submits that the amendment reduces his offense level and resulting Guideline range. The Court has the discretion under section §3582(c)(2) to reduce his sentence. Ward has been actively participating in rehabilitation programs since his incarceration (See Exhibit A). Therefore, Ward requests that this Court grant his request for a reduction of sentence.

Certificate of Achievement

Federal Correctional Institution

Lompoc, California

This Certificate Is Hereby Granted To:

Omar Ward

On This 3rd Day of September, 2009

For Successfully Completing The Comprehensive Course In:

General Education Development



Mr. Matthew S. Hoskins

Assistant Supervisor of Education



State of California
High School Equivalency Certificate

This is to certify that
OMAR WARD

has met the standards established by the California State Board of Education for
successful completion of the tests of General Educational Development and is
therefore entitled to this High School Equivalency Certificate.



October 29, 2009

Paul O'Connell *Keith E. Green*

State Superintendent of Public Instruction

President of the
California State Board of Education



FEDERAL BUREAU OF PRISONS
FEDERAL CORRECTIONAL COMPLEX, LOMPOC, CA

Certificate of Achievement

awarded to:

Omar Ward

#94258-111

*For successful completion of the
Drug Education Class*

July 23, 2008

Date

K. Rosales, DTS

K. Rosales, DTS.

T. Warren, Psy.D.

T. Warren, Psy.D.

DAP Coordinator

FEDERAL BUREAU OF PRISONS
UNITED STATES FEDERAL CORRECTIONAL COMPLEX, LOMPOC, CA

Certificate of Achievement

awarded to:

Quince M. Land

94258-111

*For successful completion of the
Non-Residential Drug Abuse Program*

November 19, 2009

Date



K. Liberatore, Ph.D., DAPC



M. Caro, DTS, Facilitator

Certificate of Completion

FEDERAL CORRECTIONAL INSTITUTION
LOMPOC, CALIFORNIA

UNITED STATES OF AMERICA

ADULT CONTINUING EDUCATION (A.C.E.)

This is to certify that:

Omar Ward

Has successfully completed the

Goal Setting Class

Requiring 8 hours of Training

In Witness Thereof the Undersigned

Given this 7th day of August, two thousand eight



Mr. Kevin Thorson
Anger Management Coordinator

Mr. Jeff Brewer
Unit Manager

COM

*This certifies that
Omar Ward
completed the
Introduction to Wellness
class consisting of 10 hours of training.*

November 13, 2008

C. Marshall
C. Marshall
Recreation Specialist



Certificate of Completion

is awarded to

Omar Ward

For successfully completing the 63 hour structured exercise class

Insanity

Your achievement has been noted on this day 29 of April year 2010
at FCC Lompoc, Lompoc California

Buchanan

C. Buchanan, Recreation Specialist

Certificate of Completion

**This Certifies that
Omar Ward
completed the
60-Day
Insanity Workout Program**

February 13, 2010

G. Buchanan
G. Buchanan
Recreation Specialist

CERTIFICATE OF COMPLETION

THIS CERTIFICATE RECOGNIZES

O. WARD

FOR COMPLETING THE 2008 BASKETBALL
CONDITIONING CLASS AT FCC LOMPOC.

August 30, 2008


J. Brady, Recreation Specialist